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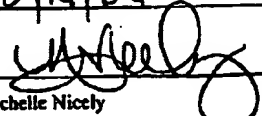
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PATENT

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Attorney Docket No.: PX-2-2

On 2/16/06  
By   
Michelle Nicely

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re. Application of: Howard Preissman.	)	Examiner: Cheryl L. Miller
Application No.: 09/828,539	)	Art Unit: 3738
Filed: April 4, 2001	)	Confirmation no. 9912
For: Enhanced Visibility Materials For Implantation in Hard Tissue	)	RESPONSE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Non-final Office Action mailed November 11, 2005 that set three-months period for a response, the Applicants file this timely reply.

In view of the present claims and remarks herein, reconsideration and allowance of the Application is respectfully requested.

The Commissioner is hereby given authorization to charge and/or credit Deposit Account No. 50-0359, if necessary.

Inventor: Howard Preissman  
Application No.: 09/828,539  
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tracer particles having a size between about 350 $\mu$  and about 2200 $\mu$  and present in an amount so as to be individually visible during implantation; and radiopaque contrast particles having a particle size 350 less than  $\mu$  wherein the contrast particles enhance the visibility of said matrix, and said radiopaque tracer particles visibly indicate flow of said matrix during implantation.

In this regard it is not believed that the Applicants' composition is disclosed and or suggested in the prior art including the teaching of Ersek, as no such art is known wherein a composition is formulated that addresses the need to (i) view the leading edge of the matrix, and or (ii) track the flow of the implant, to avoid the problems encounter in the art during implantation, as disclosed in the Specification for example at page 2, lines 4-23.

#### SUMMARY

All claims are patentable and are in condition for allowance. Accordingly, reconsideration and allowance of the Application is respectfully requested. If an issue remains that can be resolved by telephone, kindly contact the undersigned at (408) 735-6486.

Sincerely,

  
Raj Jaipershad  
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